# WEST VIRGINIA REGISTER

Published by the Office of the Secretary of State

Volume XLI

Issue 2

January 12, 2024

A Weekly Publication

Administrative Law Division

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**This week's publication includes documents submitted by the following agencies:**

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|---|---|---|---|
| NO RULES FILED FOR PUBLIC COMMENT THIS WEEK | | | |
| AGENCY | RULE/TYPE | AUTHORITY | HEARING/COMMENT PERIOD/LOCATION |
| | | | |

| NO EMERGENCY RULES FILED THIS WEEK | | | | |
|---|---|---|---|---|
| AGENCY/RULE | RULE NAME | AUTHORITY | EFFECTIVE DATE | COMMENT END DATE |
| | | | | |

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## GUIDE FOR USING THE RULE MONITOR IN THE STATE REGISTER

| | | |
|---|---|---|
| Column | 1. | Agency Name, (Title and Series Number) |
| Column | 2. | Rule Title, Price and Type |
| Column | 3. | Date Notice of Public Hearing or Comment Period Filed |
| Column | 4. | Date of Public Hearing or Last Date Comments Will Be Received |
| Column | 5. | Date Emergency Rule Filed, Emergency Amendments Filed, Emergency Rule Decision (ERD) Number & Date ERD Filed (Effective Date of Emergency Rule) |
| Column | 6. | Date Agency Approved Legislative Rules Filed. |
| Column | 7. | Date Review by the Legislative Rule-Making Review Committee & Action Taken **Please Note** The Board of Education, Board of Trustees & Board of Directors File Their Rules With the Educational Over-Sight Committee |
| Column | 8. | Legislative Action |
| Column | 9. | Date Agency Final Files Legislative, Procedural or Interpretive Rules. This is the Final Step for Procedural & Interpretive Rules |
| Column | 10. | Date Rule is Effective |

- Emergency rules will not have a "Notice" date until the agency files one, but the rule will appear in Columns 1, 2 & 5. An Agency must file for either a public hearing or public comment period either before filing as an emergency or no more than 30 days after filing the rule as an emergency
- If more than one date appears in a column, it means the agency has repeated that step (ex. - holding an additional public hearing)

# CROSS REFERENCE OF RULE MONITOR TITLE NUMBERS AND AGENCIES

| TITLE NUMBER | | NAME OF AGENCY |
|---|---|---|
| TITLE | 1 | ACCOUNTANCY |
| TITLE | 2 | ARCHITECTS |
| TITLE | 3 | BARBERS AND COSMETOLOGISTS |
| TITLE | 4 | CHIROPRACTIC EXAMINERS |
| TITLE | 5 | DENTISTRY |
| TITLE | 6 | FUNERAL SERVICE EXAMINERS |
| TITLE | 7 | PROFESSIONAL ENGINEERS |
| TITLE | 10 | LICENSED PRACTICAL NURSES |
| TITLE | 11 | MEDICINE |
| TITLE | 14 | OPTOMETRY |
| TITLE | 15 | PHARMACY |
| TITLE | 16 | PHYSICAL THERAPY |
| TITLE | 17 | PSYCHOLOGISTS |
| TITLE | 19 | REGISTERED NURSES |
| TITLE | 20 | SANITARIANS |
| TITLE | 22 | FORESTRY |
| TITLE | 24 | OSTEOPATHIC MEDICINE |
| TITLE | 25 | SOCIAL WORK EXAMINERS |
| TITLE | 26 | VETERINARY MEDICINE |
| TITLE | 27 | COUNSELING |
| TITLE | 29 | SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY |
| TITLE | 30 | RESPIRATORY CARE |
| TITLE | 31 | DIETITIANS |
| TITLE | 32 | ACUPUNCTURE |
| TITLE | 33 | WASTE MANAGEMENT, DIV. OF WATER AND WASTE MGMT. |
| TITLE | 35 | OIL AND GAS |
| TITLE | 36 | COAL MINE HEALTH AND SAFETY |
| TITLE | 38 | MINING AND RECLAMATION |
| TITLE | 42 | LABOR |
| TITLE | 45 | AIR QUALITY |
| TITLE | 47 | WATER RESOURCES, DIV. OF WATER AND WASTE MGMT. |
| TITLE | 53 | PUBLIC ENERGY AUTHORITY |
| TITLE | 56 | MINERS' HEALTH, SAFETY AND TRAINING |
| TITLE | 58 | NATURAL RESOURCES |
| TITLE | 60 | ENVIRONMENTAL PROTECTION – SECRETARY'S OFFICE |
| TITLE | 61 | AGRICULTURE |
| TITLE | 64 | HEALTH |
| TITLE | 65 | HEALTH CARE AUTHORITY |
| TITLE | 71 | HEALTH FACILITIES |
| TITLE | 76 | SENIOR SERVICES |
| TITLE | 78 | HUMAN SERVICES |
| TITLE | 81 | STATE POLICE |
| TITLE | 87 | FIRE COMMISSION |
| TITLE | 89 | PUBLIC DEFENDER SERVICES |
| TITLE | 90 | CORRECTIONS |
| TITLE | 91 | MOTOR VEHICLES |
| TITLE | 103 | FIRE MARSHAL |
| TITLE | 110 | TAX DEPARTMENT |
| TITLE | 112 | TREASURER |
| TITLE | 114 | INSURANCE COMMISSION |
| TITLE | 126 | EDUCATION |
| TITLE | 127 | SECONDARY SCHOOLS ACTIVITIES COMMISSION |
| TITLE | 133 | HIGHER EDUCATION POLICY COMMISSION |
| TITLE | 135 | COMMUNITY AND TECHNICAL COLLEGE EDUCATION |
| TITLE | 143 | PERSONNEL |
| TITLE | 144 | TOURISM |
| TITLE | 145 | DEVELOPMENT OFFICE |
| TITLE | 146 | STATE ELECTION COMMISSION |
| TITLE | 148 | ADMINISTRATION |
| TITLE | 149 | CRIME, DELINQUENCY AND CORRECTIONS |
| TITLE | 150 | PUBLIC SERVICE COMMISSION |
| TITLE | 153 | SECRETARY OF STATE |
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| TITLE | 177 | ATHLETIC COMMISSION |
| TITLE | 178 | RACING COMMISSION |
| TITLE | 179 | LOTTERY COMMISSION |
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| TITLE | 220 | MULTIMODAL TRANSPORTATION FACILITIES |

## RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Accountancy (1-01) | Board Rules and Rules of Professional Conduct Legislative | 5/10/2023 | 6/30/2023 | | 7/24/2023 | Approved 8/9/2023 | | | |
| Acupuncture (32-03) | Application for Licensure to Practice Acupunture Legislative | 6/28/2023 | 7/28/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/22/2023 | | | |
| Administration (148-03) Sunset Provision | State Owned Vehicles Legislative | | | | 10/25/2022 | Approved 8/7/2023 | | | |
| Agriculture (61-04B) | Frozen Desserts and Imitation Frozen Desserts Legislative | 6/28/2023 | 7/28/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 11/16/2023 | | | |
| Agriculture (61-12A) | Certified Pesticide Applicator Rules Legislative | 6/28/2023 | 7/28/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/27/2023 11/3/2023 | | | |
| Agriculture (61-12B) | Licensing of Pesticide Business Legislative | 6/28/2023 | 7/28/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Agriculture (61-19) Sunset Provision | WV Manufacture Grade Milk Legislative | | | | | | | | |
| Agriculture (61-20) Sunset Provision | Employment Reference and Inquiries and Background Checks Legislative | | | | | | | | |
| Agriculture (61-23B) | WV Shellfish Legislative | 6/28/2023 | 7/28/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Agriculture (61-30) | Hemp Products Legislative | 6/28/2023 | 7/28/2023 | 6/28/2023 Effective 8/9/2023 | 7/28/2023 | Recommends Rejection 10/24/2023 | | | |
| Agriculture (61-37) Sunset Provision | Agritourism Legislative | | | | 12/15/2022 | Approved 8/7/2023 | | | |
| Air Quality (45-01) | Alternative Emission Limitations During Startup and Shutdown Operations Legislative | 5/31/2023 | 7/6/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/14/2023 | | | |

RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Air Quality (45-02) | Control of Particulate Matter Air Pollution from the Combustion of Fuel in Indirect Heat Exchangers Legislative | 5/31/2023 | 7/6/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/14/2023 | | | |
| Air Quality (45-03) | Control of Air Pollution from the Operation of Hot Mix Asphalt Plants Legislative | 5/31/2023 | 7/6/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/14/2023 | | | |
| Air Quality (45-05) | Control of Air Pollution from the Operation of Coal Preparation Plants, Coal Handling Operations and Coal Refuse Disposal Areas Legislative | 5/31/2023 | 7/6/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/14/2023 | | | |
| Air Quality (45-06) | Control of Air Pollution from Combustion of Refuse Legislative | 5/31/2023 | 7/6/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/14/2023 | | | |
| Air Quality (45-07) | Control of Particulate Matter Air Pollution from Manufacturing Processes and Associated Operations Legislative | 5/31/2023 | 7/6/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/14/2023 | | | |
| Air Quality (45-08) | Ambient Air Quality Standards Legislative | 5/31/2023 | 7/6/2023 | | 7/28/2023 | Approved 9/10/2023 | | | |
| Air Quality (45-10) | Control of Air Pollution from the Emission of Sulfur Oxides Legislative | 5/31/2023 | 7/6/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/14/2023 | | | |
| Air Quality (45-16) | Standards of Performance for New Stationary Sources Legislative | 5/31/2023 | 7/6/2023 | | 7/28/2023 | Approved 9/10/2023 | | | |
| Air Quality (45-21) | Control of Air Pollution from the Emission of Volatile Organic Compounds Legislative | 5/31/2023 | 7/6/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/14/2023 | | | |
| Air Quality (45-34) | Emission Standards for Hazardous Air Pollutants Legislative | 5/31/2023 | 7/6/2023 | | 7/28/2023 | Approved 9/10/2023 | | | |
| Air Quality (45-44, repeal) | Control of Greenhouse Gas Emissions from Existing Coal-Fired Electric Utility Generating Units Legislative | 5/31/2023 | 7/6/2023 | | 7/28/2023 | Approved 9/10/2023 | | | |

RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Auditor (155-12) | Rules for Private Trust Companies Legislative | 10/25/2023 | 11/27/2023 | 10/25/2023 Approved 10/31/2023 | | | | | |
| Barbers and Cosmetologists (3-01) | Procedures, Criteria and Curricula for Examination and Licensure of Barbers, Cosmetologists, Nail Technicians, Aestheticians, and Hair Stylists Legislative | 4/12/2023 | 5/31/2023 | | 6/14/2023 | Modified & Approved 8/7/2023 Filed 8/11/2023 | | | |
| Barbers and Cosmetologists (3-15) | Application For Waiver Of Initial Licensing Fees For Certain Individuals Legislative | 4/7/2023 | 5/15/2023 | | 6/14/2023 | Modified & Approved 8/7/2023 Filed 8/24/2023 | | | |
| Barbers and Cosmetologists (3-16) | Cosmetology Apprenticeship Legislative | 4/10/2023 | 5/31/2023 | | 6/14/2023 | Modified & Approved 8/7/2023 Filed 8/21/2023 | | | |
| Coal Mine Health and Safety (36-57) | Rule Governing Proximity Detection Systems and Haulage Safety Generally Legislative Exempt | 12/11/2023 | 1/10/2024 | | | | | | |
| Community and Technical College Education (135-06) | Performance Indicators Legislative | 6/21/2023 | 7/24/2023 | | 7/26/2023 | Approved 10/15/2023 | | | |
| Community and Technical College Education (135-19) | Guidelines for the Offering of Early Enrollment Courses for High School Students Legislative | 6/21/2023 | 7/24/2023 | 6/21/2023 Approved 6/30/2023 | 7/26/2023 | Modified & Approved 9/12/2023 Filed 9/14/2023 | | | |
| Community and Technical College Education (135-20) | Initial Authorization of Degree-Granting Institutions Legislative | 6/21/2023 | 7/24/2023 | | 7/26/2023 | Approved 10/15/2023 | | | |
| Community and Technical College Education (135-32) | Tuition and Fees Legislative | 6/21/2023 | 7/24/2023 | | 7/26/2023 | Approved 10/15/2023 | | | |
| Community and Technical College Education (135-49, repeal) | Accountability System Legislative | 6/21/2023 | 7/24/2023 | | 7/26/2023 | Approved 10/15/2023 | | | |
| Conservation Agency (63-03) Sunset Provision | State Conservation Committee Grant Program Legislative | | | | 10/30/2023 | | | | |

## RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Counseling (27-01) | Licensing Rule Legislative | 9/5/2023 | 10/5/2023 | 8/31/2023 Effective 10/12/2023 | 10/6/2023 | Modified & Approved 10/30/2023 Filed 11/15/2023 | | | |
| Counseling (27-08) | Marriage and Family Therapist Licensing Rule Legislative | 9/5/2023 | 10/5/2023 | 8/31/2023 Effective 10/12/2023 | 10/6/2023 | Modified & Approved 10/30/2023 Filed 11/15/2023 | | | |
| Crime Delinquency and Correction (149-02) | Law Enforcement Training and Certification Legislative | 6/23/2023 | 7/24/2023 | | 7/26/2023 | Modified & Approved 9/10/2023 Filed 10/4/2023 | | | |
| Crime Delinquency and Correction (149-03) | Protocol for Law Enforcement Response to Domestic Violence Legislative | 6/26/2023 | 7/26/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 10/4/2023 | | | |
| Crime Delinquency and Correction (149-11) | Sexual Assault Forensic Examinations Legislative | 8/8/2023 | 9/8/2023 | | 9/8/2023 | Modified & Approved 10/24/2023 Filed 11/9/2023 | | | |
| Dentistry (5-10) | Practitioner Requirements for Accessing the West Virginia Controlled Substances Monitoring Program Database Legislative | 4/19/2023 | 5/22/2023 | | 7/25/2023 | Modified & Approved 9/10/2023 Filed 9/18/2023 | | | |
| Dietitians (31-01) | Licensure And Renewal Requirements Legislative | 3/14/2023 | 4/14/2023 | | 4/25/2023 | Modified & Approved 8/7/2023 Filed 9/11/2023 | | | |
| Dietitians (31-05) | Continuing Professional Education Requirements Legislative | 3/14/2023 | 4/14/2023 | | 4/25/2023 | Modified & Approved 8/7/2023 Filed 9/11/2023 | | | |
| Dietitians (31-07) | Telehealth Practice; Requirements; Definitions Legislative | 6/21/2023 | 7/21/2023 | | 7/28/2023 | Approved 8/7/2023 | | | |
| Economic Development, WV Dept. of (145-19) | Rule Governing the Operations of Motorsports Complexes and Events Legislative | 6/28/2023 | 7/28/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 11/13/2023 | | | |
| Education (126-012) | WV System of Support and Accountability (2322) Legislative Exempt | 12/13/2023 | 1/16/2024 | | | | | | |

## RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Education (126-042) | Assuring the Quaility of Education: Regulations for Education Programs (2510) Legislative Exempt | 12/13/2023 | 2/12/2024 | | | | | | |
| Education (126-044BB) | West Virginia College-and Career-Readiness Standards for Mathematics (Policy 2520.2B) Legislative Exempt | 4/13/2023 | 5/15/2023 | | | | | 8/29/2023 | 7/1/2024 |
| Education (126-044M) | WV College - and Career-Readiness Programs of Study/Standards for Career Technical Education (2520.13) Legislative Exempt | 9/13/2023 | 10/16/2023 | | | | | 11/8/2023 | 7/1/2024 |
| Education (126-203) | Exempt Purchasing Procedures(8210) Legislative Exempt | 10/11/2023 | 11/13/2023 | | | | | 12/13/2023 | 1/16/2024 |
| Election Commission (146-01) | Corporate and Membership Organization Political Activity Legislative | 6/28/2023 | 7/28/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 10/25/2023 | | | |
| Election Commission (146-03) | Regulation of Campaign Finance Legislative | 7/27/2023 | 8/28/2023 | | 9/13/2023 | Modified & Approved 10/24/2023 Filed 11/17/2023 | | | |
| Election Commission (146-07) | Application and Approval Process for Secretary of State Expenditures from the County Assistance Voting Equipment Fund Legislative | 6/27/2023 | 7/27/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 10/25/2023 | | | |
| Emergency Management (170-02) | Industrial Accident Rapid Response Rule Legislative | 6/26/2023 | 7/26/2023 | | 7/27/2023 | Approved 9/10/2023 | | | |
| Emergency Management (170-06) | Purchasing Policy Procedural | 12/8/2023 | 1/8/2024 | | | | | 1/8/2024 | 2/7/2024 |
| Environmental Protection Secretarys's Office (60-12) | Administration of Drinking Water Treatment Revolving Fund and Safe Drinking Water Set-Asides Legislative | 6/28/2023 | 7/28/2023 | 6/29/2023 Effective 8/10/2023 | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/15/2023 | | | |
| Environmental Protection Secretarys's Office (60-13) | Design Build Program Procedural | 10/27/2023 | 11/28/2023 | | | | | | |

RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Family Protection Services Board (191-02) | Domestic Violence Program Licensure Standards Legislative | 5/30/2023 | 6/29/2023 | | 7/13/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Fire Commission (87-01) | Fire Code Legislative | 6/16/2023 | 7/17/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 10/4/2023 | | | |
| Fire Commission (87-06) | Certification and Evaluation of Local Fire Departments Legislative | 6/23/2023 | 7/24/2023 | | 7/26/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Fire Commission (87-13) | Certification of Fire Chiefs Legislative | 6/23/2023 | 7/24/2023 | | 7/26/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Fire Marshal (103-01) | Certification of Electrical Inspectors Legislative | 6/23/2023 | 7/24/2023 | | 7/26/2023 | Modified & Approved 9/10/2023 Filed 10/4/2023 | | | |
| Fire Marshal (103-03) | Supervision of Fire Protection Work Legislative | 6/23/2023 | 7/24/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Fire Marshal (103-05) | Electrician Licensing Rules Legislative | 6/23/2023 | 7/24/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Fire Marshal (103-06) | Standards for the Certification and Continuing Education of Municipal, County, and Other Public Sector Bldg Code Officials, Bldg Code Inspectors and Plans Examiners Legislative | 6/23/2023 | 7/24/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Fire Marshal (103-07) | Certification of Home Inspectors Legislative | 6/23/2023 | 7/24/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Forestry (22-02) | Sediment Control During Commercial Timber-Harvesting Operations-Licensing Legislative | 6/26/2023 | 7/27/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 11/13/2023 | | | |

RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Forestry (22-03) | Sediment Control During Timber-Harvesting Operations-Logger Certification Legislative | 6/26/2023 | 7/27/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 11/13/2023 | | | |
| Health (64-04) | Public Water Systems Operators Legislative | 5/17/2023 | 6/16/2023 | 10/26/2023 Approved 11/6/2023 | 7/13/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Health (64-05) | Wastewater Systems and Operators Legislative | 5/17/2023 | 6/16/2023 | 10/26/2023 Approved 11/6/2023 | 7/13/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Health (64-11) | Behavioral Health Centers Licensure Legislative | 6/5/2023 | 7/5/2023 | | 7/13/2023 | Modified & Approved 10/30/2023 Filed 11/7/2023 | | | |
| Health (64-12) | Hospital Licensure Legislative | 6/5/2023 | 7/5/2023 | | 7/13/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Health (64-14) Sunset Provision | Assisted Living Residences Legislative | | | | 2/16/2023 | Modified & Approved 8/7/2023 Filed 8/21/2023 | | | |
| Health (64-15) | Cross-Connection Control and Backflow Prevention Legislative | 5/17/2023 | 6/16/2023 | | 7/13/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Health (64-30, repeal) | Fees for Permits Legislative | 5/17/2023 | 6/16/2023 | | 7/21/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Health (64-51) | Fees for Services Legislative | 5/17/2023 | 6/16/2023 | | 7/21/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Health (64-84) | Medical Examiner Requirements for Postmortem Inquires Legislative | 5/17/2023 | 6/16/2023 | 12/12/2023 ERD by 1/23/2023 | 7/13/2023 | Modified & Approved 10/30/2023 Filed 11/7/2023 | | | |
| Health (64-91) Sunset Provision | Newborn Screening System Legislative | | | | 2/16/2023 | Modified & Approved 8/7/2023 Filed 8/22/2023 | | | |

RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Health (64-116) | Distribution of Funds from Emergency Medical Services Salary Enhancement Fund Legislative | 5/17/2023 | 6/16/2023 | 5/18/2023 Approved 5/18/2023 Amendment 11/7/2023 Effective 12/19/2023 | 7/18/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Health (64-123, formerly 69-10) | West Virginia Clearance for Access: Registry and Employment Screening Legislative | 6/9/2023 | 7/10/2023 | | 7/19/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Health and Human Resources (69-08) Sunset Provision | Chronic Pain Management Clinic Licensure Legislative | | | | 2/16/2023 | Modified & Approved 8/7/2023 Filed 8/21/2023 | | | |
| Health and Human Resources (69-12) Sunset Provision | Medication Assisted Treatment-Office-Based Medication-Assisted Treatment Legislative | | | | 2/16/2023 | Modified & Approved 8/7/2023 Filed 8/21/2023 | | | |
| Health Care Authority (65-06) Sunset Provision | Cooperative Agreement Approval and Compliance Legislative | | | | 10/5/2022 | Approved 8/7/2023 | | | |
| Health Care Authority (65-09) Sunset Provision | Critical Access Hospitals Legislative | | | | 12/5/2023 | | | | |
| Health Care Authority (65-32) | Certificate of Need Legislative | 5/17/2023 | 6/16/2023 | | 7/21/2023 | Approved 10/24/2023 | | | |
| Higher Education Policy Commission (133-05) | Empolying and Evaluating Presidents Legislative | 6/21/2023 | 7/21/2023 | | 7/25/2023 | Approved 9/12/2023 | | | |
| Higher Education Policy Commission (133-06) | Higher Education Adult-Part Time Student (HEAPS) Grant Program Legislative | 6/21/2023 | 7/21/2023 | | 7/24/2023 | Modified & Approved 9/12/2023 Filed 9/12/2023 | | | |
| Higher Education Policy Commission (133-07) | WV Providing Real Opportunities for Maximizing In-State Student Excellence (PROMISE) Scholarship Program Legislative | 6/21/2023 | 7/21/2023 | | 7/26/2023 | Approved 9/12/2023 | | | |
| Higher Education Policy Commission (133-19) | Guidelines for College Courses for High School Students Legislative | 6/21/2023 | 7/21/2023 | 6/21/2023 Approved 6/27/2023 | 7/28/2023 | Approved 9/12/2023 | | | |

RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Higher Education Policy Commission (133-28) | WV Engineering, Science and Technology Scholarship Program Legislative | 6/21/2023 | 7/21/2023 | | 7/24/2023 | Approved 9/12/2023 | | | |
| Higher Education Policy Commission (133-42) | WV Higher Education Grant Program Legislative | 6/21/2023 | 7/21/2023 | | 7/24/2023 | Approved 9/12/2023 | | | |
| Higher Education Policy Commission (133-58) | Nursing Scholarship Program Legislative | 6/21/2023 | 7/21/2023 | | 7/24/2023 | Approved 9/12/2023 | | | |
| Highways (157-03) | Construction and Reconstruction of State Roads Legislative | 6/22/2023 | 7/24/2023 | | 7/31/2023 | Modified & Approved 9/10/2023 Filed 11/7/2023 | | | |
| Highways (157-05) | Traffic and Safety Rules Legislative | 6/15/2023 | 7/17/2023 | | 7/26/2023 | Modified & Approved 9/10/2023 Filed 11/8/2023 | | | |
| Human Services (67-01, formerly 69-14) | Collection and Exchange of Data Related to Overdoses Legislative | 6/6/2023 | 7/6/2023 | | 7/18/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Human Services (78-26) Sunset Provisions | Pilot Program for Drug Screening of Applicants for Cash Assistance Legislative | | | | | | | | |
| Human Services (78-27) | Procedure to Contest the Substantiation of Child Abuse or Neglect Legislative | 5/30/2023 | 6/29/2023 | | 7/13/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Insurance Comm. (114-27) Sunset Provision | Aids Regulations Legislative | | | | 3/29/2023 | Approved 8/7/2023 | | | |
| Insurance Comm. (114-100) | Health Benefit Plan Network Access and Adequacy Legislative | 6/2/2023 | 7/5/2023 | | 7/12/2023 | Modified & Approved 9/10/2023 Filed 9/14/2023 | | | |
| Insurance Comm. (114-103) | Bail Bondsmen in Criminal Cases Legislative | 6/2/2023 | 7/5/2023 | | 7/11/2023 | Authorized as Modified w/Certain Amendements 9/12/2023 Filed 9/14/2023 | | | |
| Labor (42-08) | Minimum Wage, Maximum Hours, and Overtime Compensation Legislative | 5/4/2023 | 6/5/2023 | | 6/6/2023 | Modified & Approved 9/10/2023 Filed 9/19/2023 | | | |

## RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Labor (42-21A) | Licensing of Elevator Mechanics, Accessibility Technicians, and Limited Technicians and Registration of Elevator Mechanic Apprentices Legislative | 6/23/2023 | 7/26/2023 | | 7/27/2023 | Approved 9/10/2023 | | | |
| Massage Therapy Licensure Bd. (194-01) | General Provision Legislative | 6/27/2023 | 7/27/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/22/2023 | | | |
| Massage Therapy Licensure Bd. (194-04) | Schedule of Fees Legislative | 6/28/2023 | 7/28/2023 | 6/27/2023 Effective 8/8/2023 | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/22/2023 | | | |
| Massage Therapy Licensure Bd. (194-07) | Establishment Licensure Legislative | 6/28/2023 | 7/28/2023 | 6/27/2023 Effective 8/8/2023 | 7/28/2023 | Approved 9/10/2023 | | | |
| Medical Imaging and Radiation Therapy Tech. Board of Examiners (18-01) | West Virginia Medical Imaging and Radiation Therapy Technology Board of Examiners Legislative | 6/21/2023 | 7/22/2023 | | 7/24/2023 | Modified & Approved 10/30/2023 Filed 11/6/2023 | | | |
| Medicine (11-01B) | Licensure, Practice Requirements, Disciplinary and Complaint Procedures, Continuing Education, Physician Assistants Legislative | 6/21/2023 | 7/21/2023 | | 7/27/2023 | Modified & Approved 10/30/2023 Filed 11/1/2023 | | | |
| Medicine (11-06) | Continuing Education for Physicians and Podiatric Physicians Legislative | 6/21/2023 | 7/21/2023 | | 7/27/2023 | Modified & Approved 10/30/2023 Filed 11/1/2023 | | | |
| Medicine (11-12) Sunset Provision | Permitting and Disciplinary Procedures: Educational Permits for Graduate Medical Interns, Residents and Fellows Legislative | | | | 11/21/2022 | Approved 8/7/2023 | | | |
| Miners Health Safety and Training (56-02) | Rule Governing Safety Provisions for Clearing Crews Legislative | 6/21/2023 | 7/21/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 9/14/2023 | | | |
| Miners Health Safety and Training (56-04) | Rule Governing Protective Clothing and Equipment Legislative | 6/21/2023 | 7/21/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 9/15/2023 | | | |

## RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Miners Health Safety and Training (56-10) | Rule Governing Reporting Requirements for Independent Contractors Legislative | 6/21/2023 | 7/21/2023 | | 7/27/2023 | Approved 9/10/2023 | | | |
| Miners Health Safety and Training (56-12) | Rule Governing Assessing Health and Safety Violation Penalties Legislative | 6/21/2023 | 7/21/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 9/15/2023 | | | |
| Miners Health Safety and Training (56-14) | Rule Pertaining to the Office of Miners' Health, Safety and Training Application Process for the WV Innovative Mine Safety Technology Tax Credit Act Legislative | 6/21/2023 | 7/21/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 9/15/2023 | | | |
| Miners Health Safety and Training (56-18) | Rule for Governing the Program for the Sharing of Information Between Employers Legislative | 6/21/2023 | 7/21/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 9/15/2023 | | | |
| Miners Health Safety and Training (56-19) | Substance Abuse Screening, Standards and Procedures Legislative | 6/21/2023 | 7/21/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 9/15/2023 | | | |
| Miners Health Safety and Training (56-22) Sunset Provision | Rules Governing the Certification, Recertification and Training of EMT-Miners and the Certification of EMT-M Instructors Legislative | | | | 11/7/2023 | | | | |
| Miners Health Safety and Training (56-23) Sunset Provision | Operating Diesel Equipment in Underground Mines in WV Legislative | | | | 7/27/2023 | Approved 8/7/2023 | | | |
| Miner Training Education and Certification (48-04) | Initial Training Program for Prospective Mine Rescue Team Members and Additional Mine Rescue Requirements Legislative Exempt | 9/11/2023 | 10/11/2023 | | | | | 12/11/2023 | 1/10/2024 |
| Miner Training Education and Certification (48-09) | Duties and Standards for Certification of Underground Outby Mine Examiners for Coal Mines Legislative Exempt | 7/28/2023 | 8/30/2023 | | | | | 12/11/2023 | 1/10/2024 |
| Motor Vehicles (91-03) | Motor Vehicle Titling and Registration Legislative | 6/23/2023 | 7/23/2023 | 6/27/2023 Effective 8/8/2023 | 7/26/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |

## RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Motor Vehicles (91-06) | Dealer Licensing Legislative | 6/23/2023 | 7/23/2023 | | 7/26/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Motor Vehicles (91-10) | Handicapped Parking Permits Legislative | 6/6/2023 | 7/7/2023 | | 7/13/2023 | Modified & Approved 10/24/2023 Filed 11/7/2023 | | | |
| Motor Vehicles (91-15) Sunset Provision | Safety and Treatment Program Legislative | | | | | | | | |
| Motor Vehicles (91-24) Sunset Provision | State Vehicle Title, Registration and Relicensing Project of 2018 Legislative | | | | | | | | |
| Multimodal Transportation Facilities (220-01) | Valuation of Used Rolling Stock and Equipment Legislative | 6/28/2023 | 7/28/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/29/2023 | | | |
| Natural Resources (58-11) | Hunting, Fishing, and Other Outfitters and Guides Legislative | 6/26/2023 | 7/27/2023 | | 7/27/2023 | Modified & Approved 10/24/2023 Filed 11/16/2023 | | | |
| Natural Resources (58-12) | Commercial Whitewater Outfitters Legislative | 6/26/2023 | 7/27/2023 | | 7/27/2023 | Modified & Approved 10/24/2023 Filed 11/16/2023 | | | |
| Natural Resources (58-16) Sunset Provision | Transporting and Selling Wildlife Pelts and Parts Legislative | | | | | | | | |
| Natural Resources (58-23) | Revocation of Hunting and Fishing Licenses Legislative | 6/26/2023 | 7/27/2023 | | 7/27/2023 | Modified & Approved 10/24/2023 Filed 11/16/2023 | | | |
| Natural Resources (58-25) Sunset Provision | Boating Rule Legislative | | | | | | | | |
| Natural Resources (58-26) Sunset Provision | Special Boating Rule Legislative | | | | | | | | |
| Natural Resources (58-32) Sunset Provision | Public Use of Campgrounds in WV State Parks and State Forests and Campsites in State Rail Trails under the DNR Legislative | | | | | | | | |

RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Natural Resources (58-34) Sunset Provision | Special Projects and Grants for WV State Parks, State Forests, and State Rail Trails Under the DNR Legislative | | | | | | | | |
| Natural Resources (58-36) Sunset Provision | Cabwaylingo State Forest Trail System Two Year Pilot Project Permitting ATV's and ORVs Legislative | | | | 7/20/2023 | Approved 8/7/2023 | | | |
| Natural Resources (58-47) Sunset Provision | Prohibitions When Hunting and Trapping Legislative | | | | | | | | |
| Natural Resources (58-61) Sunset Provision | Special Fishing Rule Legislative | | | | | | | | |
| Natural Resources (58-62) Sunset Provision | Catching and Selling Baitfish Legislative | | | | | | | | |
| Natural Resources (58-67) | Lifetime Hunting, Trapping and Fishing Licenses Legislative | 6/26/2023 | 7/26/2023 | 6/26/2023 Effective 8/7/2023 | 7/27/2023 | Modified & Approved 10/24/2023 Filed 11/14/2023 | | | |
| Nursing Home Administrators Licensing Board (21-01) | Nursing Home Administrators Legislative | 5/8/2023 | 6/8/2023 | | 6/9/2023 | Approved 8/7/2023 | | | |
| Occupational Therapy (13-07) Sunset Provision | Request for Waiver of Initial Licensing Fees for Certain Individuals Legislative | | | | 1/10/2024 | | | | |
| Occupational Therapy (13-08) Sunset Provision | Consideration of Prior Criminal Convictions in Initial Licensure Determinations Legislative | | | | 1/10/2024 | | | | |
| Optometry (14-01) | Rules of the WV Board of Optometry Legislative | 6/28/2023 | 7/27/2023 | | 7/28/2023 | Modified & Approved 10/24/2023 Filed 11/16/2023 | | | |
| Optometry (14-10) | Continuing Education Legislative | 6/27/2023 | 7/27/2023 | | 7/28/2023 | Modified & Approved 10/24/2023 Filed 11/15/2023 | | | |
| Optometry (14-11) | Injectable Pharmaceuticals by Injection Certificate Legislative | 6/28/2023 | 7/28/2023 | | 7/31/2023 | Modified & Approved 10/24/2023 Filed 11/16/2023 | | | |

RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Optometry (14-14) | Eyelid Procedures Legislative | 6/28/2023 | 7/27/2023 | | 7/28/2023 | Modified & Approved 11/1/2023 Filed 11/15/2023 | | | |
| Osteopathic Medicine (24-01) | Licensing Procedures for Osteopathic Physicians Legislative | 6/26/2023 | 7/27/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/15/2023 | | | |
| Osteopathic Medicine (24-02) | Osteopathic Physician Assistants Legislative | 6/26/2023 | 7/27/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/15/2023 | | | |
| Osteopathic Medicine (24-08) Sunset Provision | Waiver of Initial Licensing Fees for Certain Initial Licensure Applicants Legislative | | | | 11/15/2023 | | | | |
| Pharmacy (15-01) | Licensure and Practice of Pharmacy Legislative | 6/28/2023 | 7/28/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Pharmacy (15-03) | Continuing Education for Licensure for Pharmacists Legislative | 6/27/2023 | 7/27/2023 | | 7/28/2023 | Approved 9/10/2023 | | | |
| Pharmacy (15-07) | Registration of Pharmacy Technicians Legislative | 6/27/2023 | 7/27/2023 | | 7/28/2023 | Approved 9/10/2023 | | | |
| Pharmacy (15-12) | Immunizations Administered by Pharmacists, Pharmacy Interns, and Pharmacy Technicians Legislative | 6/27/2023 | 7/27/2023 | 6/27/2023 Approved 6/29/2023 | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Pharmacy (15-14) | Centralized Prescription Processing Legislative | 6/29/2023 | 7/28/2023 | 6/27/2023 Approved 6/29/2023 | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Pharmacy (15-15) | Regulations Governing Pharmacy Permits Legislative | 6/27/2023 | 7/27/2023 | 6/27/2023 Approved 6/29/2023 | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Pharmacy (15-17) Sunset Provision | The Subsitution of Biological Pharmaceuticals Legislative | | | | 7/20/2023 | Approved 8/7/2023 | | | |
| Physical Therapy (16-09) Sunset Provision | Application for Waiver of Initial Licensing Fees for Certain Individuals Legislative | | | | 1/9/2024 | | | | |

## RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Professional Surveyors (23-01) | Examination and Licensing of Professional Surveyors in West Virginia Legislative | 6/7/2023 | 7/7/2023 | | 7/31/2023 | Modified & Approved 9/10/2023 Filed 10/3/2023 | | | |
| Psychologists (17-04) | Disciplinary and Complaint Procedures for Psychologists Legislative | 6/15/2023 | 7/17/2023 | | 7/25/2023 | Modified & Approved 9/10/2023 Filed 9/15/2023 | | | |
| Psychologists (17-05) | Contested Case Hearing Procedure Legislative | 6/15/2023 | 7/17/2023 | | 7/25/2023 | Modified & Approved 9/10/2023 Filed 9/15/2023 | | | |
| Public Energy Authority (53-05) | Rule to Petition the Public Energy Authority for Approval of Decommissioning or Deconstruction Activities Related to Any Coal, Oil, or Natural Gas Fueled Power Plant Legislative | 6/23/2023 | 7/23/2023 | 6/14/2023 Approved 6/27/2023 | 9/7/2023 | Authorize with Certain Amendments 11/1/2023 | | | |
| Racing Commission (178-01) | Thoroughbred Racing Legislative | 6/5/2023 | 7/6/2023 | | 7/26/2023 | Authorized w/Certain Amendments 9/10/2023 Filed 9/25/2023 | | | |
| Real Estate Commission (174-01) | Licensing Real Estate Brokers, Associate Brokers, and Salespersons and the Conduct of Brokerage Business Legislative | 6/12/2023 | 7/14/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/27/2023 | | | |
| Real Estate Commission (174-02) | Schedule of Fees Legislative | 6/12/2023 | 7/14/2023 | | 7/28/2023 | Approved 9/10/2023 | | | |
| Real Estate Commission (174-03) | Real Estate Courses, Course Providers and Instructors Legislative | 6/13/2023 | 7/14/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 9/27/2023 | | | |
| Registered Nurses, WV Board of (19-01) | Policies, Standards and Criteria for the Evaluation, Approval and National Nursing Accreditation of Prelicensure Nursing Education Programs Legislative | 6/14/2023 | 7/14/2023 | 5/31/2023 Approved 6/27/2023 | 8/1/2023 | Modified & Approved 10/24/2023 Filed 11/16/2023 | | | |
| Registered Nurses, WV Board of (19-03) | Requirements for Registration and Licensure and Conduct Constituting Professional Misconduct Legislative | 6/14/2023 | 7/14/2023 | | 7/26/2023 | Modified & Approved 10/30/2023 Filed 11/16/2023 | | | |

## RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Registered Nurses, WV Board of (19-07) | Advanced Practice Registered Nurse Licensure Requirements Legislative | 6/14/2023 | 7/14/2023 | | 7/26/2023 | Approved 10/24/2023 | | | |
| Registered Nurses, WV Board of (19-12) | Fees for Services Rendered by the Board Legislative | 6/14/2023 | 7/14/2023 | 5/31/2023 Approved 6/27/2023 | 7/26/2023 | Approved 10/24/2023 | | | |
| Respiratory Care (30-09) | Student Temporary Permit - Amended Legislative | 4/28/2023 | 6/1/2023 | | 6/8/2023 | Modified & Approved 8/7/2023 Filed 9/28/2023 | | | |
| Respiratory Care (30-11) | Telehealth Practice Legislative | 9/26/2023 | 10/30/2023 | | | | | | |
| Secretary of State (153-14) | Guidelines fo the Use of Nicknames and Other Designations on the Ballot Legislative | 6/28/2023 | 7/28/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 10/25/2023 | | | |
| Secretary of State (153-25, repeal) | Combined Voter Registration and Driver Licensinig Fund Legislative | 6/282023 | 7/28/2023 | | 7/28/2023 | Approved 9/10/2023 | | | |
| Secretary of State (153-55) | Minimum Standards for Election Administration, Infrastructure, and Security Legislative | 6/27/20223 | 7/27/2023 | | 7/28/2023 | Modified & Approved 9/10/2023 Filed 10/25/2023 | | | |
| State Police (81-08) | WV State Police Member Grievance Procedure Legislative | 6/23/2023 | 7/23/2023 | | 7/27/2023 | Approved 9/10/2023 | | | |
| State Police (81-19) | Motor Vehicle Inspection Legislative | 6/23/2023 | 7/23/2023 | | 7/27/2023 | Modified & Approved 9/10/2023 Filed 9/26/2023 | | | |
| Tax (110-15K) Sunset Provision | Aircraft Operated Under A Fractional Ownership Program Legislative | | | | 3/28/2023 | Approved 8/7/2023 | | | |
| Tax (110-21B) Sunset Provision | Citizen Tax Credit for Property Taxes Paid Legislative | | | | 12/30/2022 | Modified & Approved 8/7/2023 Filed 8/21/2023 | | | |
| Tax (110-21G) | Income Tax Paid at the Entity Level by Electing Pass-Through Entities Legislative | 6/8/2023 | 7/10/2023 | | 7/28/2023 | Approved 10/24/2023 | | | |
| Tax (110-21H) | Income Tax Credits for Property Taxes Paid Legislative | 6/8/2023 | 7/10/2023 | | 7/25/2023 | Approved 10/24/2023 | | | |

## RULE MONITOR

| AGENCY/SERIES NUMBER | RULE | NOTICE | HEARING | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
|---|---|---|---|---|---|---|---|---|---|
| Tax<br>(110-49)<br>Sunset Provision | Administration of Tax on Purchases of Wine and Liquor<br>Legislative | | | | 12/30/2022 | Modified & Approved<br>8/7/2023<br>Filed<br>8/21/2023 | | | |
| Tax<br>(110-99) | Privilege Tax on Sales of Hemp-Derived Cannabinoid and Kratom Products<br>Legislative | 6/8/2023 | 7/10/2023 | | 7/25/2023 | Approved<br>10/24/2023 | | | |
| Treasurer<br>(112-05) | Enforcement of the Unifrom Unclaimed Property Act<br>Legislative | 6/27/2023 | 7/27/2023 | | 7/28/2025 | Modified & Approved<br>10/24/2023<br>Filed<br>11/2/2023 | | | |
| Treasurer<br>(112-19) | West Virginia Hope Scholarship Board Procedures and Bylaws<br>Procedural | 8/16/2023 | 9/15/2023 | | | | | 12/14/2023 | 1/15/2024 |
| Treasurer<br>(112-20) | Jumpstart Savings Program<br>Legislative | 6/9/2023 | 7/10/2023 | | 7/13/2023 | Modified & Approved<br>10/24/2023<br>Filed<br>11/2/2023 | | | |
| Waste Mgmt.<br>Division of Water and Waste Mgmt.<br>(33-20) | Hazardous Waste Management System<br>Legislative | 6/12/2023 | 7/18/2023 | | 7/24/2023 | Modified & Approved<br>9/10/2023<br>Filed<br>9/15/2023 | | | |
| Water Resources<br>Division of Water and Waste Mgmt.<br>(47-13) | Underground Injection Control<br>Legislative | 6/12/2023 | 7/18/2023 | | 7/28/2023 | Modified & Approved<br>9/10/2023<br>Filed<br>9/15/2023 | | | |

WEST VIRGINIA DEPARTMENT OF HUMAN SERVICES

STATE OF WEST VIRGINIA
DEPARTMENT OF HUMAN SERVICES

Cynthia A. Persily, Ph.D.
Cabinet Secretary

January 10, 2024

To: West Virginia Secretary of State
Capitol Complex, Main Building

From: Cynthia Beane, MSW, LCSW
Commissioner

Subject: Material for filing in the Secretary of State's Office

FILED
2024 JAN 10 A 10:58
OFFICE OF WEST VIRGINIA SECRETARY OF STATE

The material indicated below is being forwarded. Please file and publish in the State Register in accordance with the Administrative Procedure Act.

| | |
|---|---|
| New Medicaid Chapter | ☐ |
| Medicaid Chapter Update | ☐ |
| New Medicaid Policy | ☐ |
| Medicaid Policy Update | ☐X |
| State Plan Amendment for title XIX, Medicaid | ☐ |
| Other | ☐ |

The following is an explanation of the above material:

Chapter Number: 519.24
Title: Gender Affirmation Surgery

Please acknowledge receipt of this material by signing and returning a copy of this document to the attention of:

Margaret Brown
Bureau for Medical Services
350 Capitol Street, Room 251
Charleston, West Virginia 25301-3707

Signature of Person Receiving Above Material

Date

One Davis Square, Suite 100E • Charleston, West Virginia 25301 • 304-558-0684 • 304-558-1130 (fax) • dhhr.wv.gov

Legislative

# WEST VIRGINIA
## SECRETARY OF STATE
### MAC WARNER
### ADMINISTRATIVE LAW DIVISION

INCOME MAINTENANCE MANUAL CHANGE FORM

Please Stamp Filing Date
FILED
2024 JAN 11 P 12:05
OFFICE OF WEST VIRGINIA SECRETARY OF STATE

**NOTICE OF FILING CHANGES TO PUBLIC ASSISTANCE MANUAL WITH THE SECRETARY OF STATE**

| | | | |
|---|---|---|---|
| **AGENCY:** | West Virginia Department of Human Services | **BUREAU:** | Family Assistance |
| **TITLE OF MANUAL TO WHICH POLICY IS BEING FILED:** | Income Maintenance Manual | | |
| **STATE RULE:** | **FEDERAL RULE:** | **EFFECTIVE DATE:** | January 1, 2024 |
| **CHANGE NUMBER:** | Updated New Income Maintenance Manual 847 | | |
| **CHAPTERS/SECTIONS EFFECTED:** | 4, 21 | | |

**SEE DW-17 FORM FOR SPECIFIC CHANGES / MODIFICATIONS**

| | |
|---|---|
| **REASON FOR MANUAL CHANGE:** | **The purpose of this change is to update Appendix A. Updated Regular LIEAP Benefit Payment Chart with the FFY 2024 Income Levels. This chart is also used for income for LIHWAP Program. The income amounts were updated under Emergency Rule to update the eRAPIDS system.** |

**THIS IS PART OF AN EXISTING LEGISLATIVE RULE**

The above policy is hereby filed as an incorporated portion of an existing legislative rule.

Monica Hart
Authorized Signature

**CONTACT:**
Office of the Secretary
West Virginia Department of Health and Human Resources
State Capitol Complex, Building 3, Room 206
Charleston, West Virginia 25305
304.558.7899 Telephone

Revision 07/07

WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

eFILED
1/10/2024 3:10:54 PM

Office of West Virginia
Secretary Of State

Legislative

## NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: Occupational Therapy TITLE-SERIES: 13-07

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: 13-07 Request for Waiver of Initial Licensing Fees for Certain Individuals

PRIMARY CONTACT

NAME: Vonda Malnikoff

ADDRESS: 1063 Maple Dr Suite 4B
Suite 4B
Morgantown, WV 26505

EMAIL: vonda.k.malnikoff@wv.gov

PHONE NUMBER: 304-285-3150

CITE STATUTORY AUTHORITY: 30-28-7

EXPLANATION OF THE STATUTORY AUTHORITY FOR THE LEGISLATIVE RULE, INCLUDING A DETAILED SUMMARY OF THE EFFECT OF EACH PROVISION OF THE LEGISLATIVE RULE WITH CITATION TO THE SPECIFIC STATUTORY PROVISION WHICH EMPOWERS THE AGENCY TO ENACT SUCH RULE PROVISION:

IS THIS FILING SOLELY FOR THE SUNSET PROVISION REQUIREMENTS IN W. VA. CODE §29A-3-19(e)? Yes

IF YES, DO YOU CERTIFY THAT THE ONLY CHANGES TO THE RULE ARE THE FILING DATE, EFFECTIVE DATE AND AN EXTENSION OF THE SUNSET DATE? Yes

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD:

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED:

COMMENTS RECEIVED:

(IF YES, PLEASE UPLOAD IN THE COMMENTS RECEIVED FIELD COMMENTS RECEIVED AND RESPONSES TO COMMENTS)

PUBLIC HEARING:

WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

eFILED
1/10/2024 3:13:29 PM

Office of West Virginia
Secretary Of State

## NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: Occupational Therapy TITLE-SERIES: 13-08

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: 13-08 Consideration of Prior Criminal Convictions in Initial Licensure Determinations

PRIMARY CONTACT

NAME: Vonda Malnikoff

ADDRESS: 1063 Maple Dr Suite 4B
Suite 4B
Morgantown, WV 26505

EMAIL: vonda.k.malnikoff@wv.gov

PHONE NUMBER: 304-285-3150

CITE STATUTORY AUTHORITY: 30-28-7

EXPLANATION OF THE STATUTORY AUTHORITY FOR THE LEGISLATIVE RULE, INCLUDING A DETAILED SUMMARY OF THE EFFECT OF EACH PROVISION OF THE LEGISLATIVE RULE WITH CITATION TO THE SPECIFIC STATUTORY PROVISION WHICH EMPOWERS THE AGENCY TO ENACT SUCH RULE PROVISION:

IS THIS FILING SOLELY FOR THE SUNSET PROVISION REQUIREMENTS IN W. VA. CODE §29A-3-19(e)? Yes

IF YES, DO YOU CERTIFY THAT THE ONLY CHANGES TO THE RULE ARE THE FILING DATE, EFFECTIVE DATE AND AN EXTENSION OF THE SUNSET DATE? Yes

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD:

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED:

COMMENTS RECEIVED:

(IF YES, PLEASE UPLOAD IN THE COMMENTS RECEIVED FIELD COMMENTS RECEIVED AND RESPONSES TO COMMENTS)

PUBLIC HEARING:

**WEST VIRGINIA SECRETARY OF STATE**

**MAC WARNER**

**ADMINISTRATIVE LAW DIVISION**

**eFILED**
1/9/2024 2:51:10 PM

Office of West Virginia
Secretary Of State

Legislative

## NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: Physical Therapy TITLE-SERIES: 16-09

RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No

RULE NAME: 16-09 Application for Waiver of Initial Licensing Fees for Certain Individuals

PRIMARY CONTACT

NAME: Nonnie Holcomb

ADDRESS: 2 Players Club Drive
Suite 102
Charleston, WV 25311

EMAIL: nonnie.s.holcomb@wv.gov

PHONE NUMBER: 304-558-0367

CITE STATUTORY AUTHORITY: W. Va. Code §30-1-23, W. Va. Code §30-20-5 & W. Va. Code §30-20A-2

EXPLANATION OF THE STATUTORY AUTHORITY FOR THE LEGISLATIVE RULE, INCLUDING A DETAILED SUMMARY OF THE EFFECT OF EACH PROVISION OF THE LEGISLATIVE RULE WITH CITATION TO THE SPECIFIC STATUTORY PROVISION WHICH EMPOWERS THE AGENCY TO ENACT SUCH RULE PROVISION:

IS THIS FILING SOLELY FOR THE SUNSET PROVISION REQUIREMENTS IN W. VA. CODE §29A-3-19(e)? Yes

IF YES, DO YOU CERTIFY THAT THE ONLY CHANGES TO THE RULE ARE THE FILING DATE, EFFECTIVE DATE AND AN EXTENSION OF THE SUNSET DATE? Yes

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD:

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED:

COMMENTS RECEIVED:

(IF YES, PLEASE UPLOAD IN THE COMMENTS RECEIVED FIELD COMMENTS RECEIVED AND RESPONSES TO COMMENTS)

PUBLIC HEARING:

**WEST VIRGINIA SECRETARY OF STATE**

**MAC WARNER**

**ADMINISTRATIVE LAW DIVISION**

**eFILED**
1/8/2024 3:27 PM
Office of West Virginia
Secretary Of State

Procedural

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE EXEMPT, INTERPRETIVE OR PROCEDURAL RULE**

AGENCY: Emergency Management TITLE-SERIES: 170-06

RULE TYPE: Procedural Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: Purchasing Policy

CITE STATUTORY AUTHORITY: W. Va. Code 5A-3-3a

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

February 7, 2024

**BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.**

**Yes**
**Brandolyn N Felton-Ernest -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.**

# Orders Report

| Docket Number | Agency | Respondent | Date Rendered |
|---|---|---|---|
| 24-IC-158704 | Insurance Commissioner | Patrons Mutual Fire Insurance Company | 1/3/2024 |
| 23-102-W | Medicine, West Virginia Board Of | Steven Wayne Powell, MD | 4/24/2023 |
| 23-81-W | Medicine, West Virginia Board Of | Christopher Roman Koebele, MD | 1/8/2024 |
| 1222A, 0323B, 1023B | Veterinary Medicine | Kevin Hennessey, DVM | 1/10/2024 |

| WEST VIRGINIA ETHICS COMMISSION ADVISORY OPINIONS | |
|---|---|
| **NO.** | **OPINION SOUGHT** |
| 2024-01 | A Prosecutor asks whether the Ethics Act requires the Sheriff's Department in his county to remove itself from criminal investigations involving county officials or employees. |

West Virginia Department of HEALTH

STATE OF WEST VIRGINIA
DEPARTMENT OF HEALTH
HEALTH CARE AUTHORITY

Sherri A. Young, DO, MBA, FAAFP
Cabinet Secretary

Stacy Pridemore
Director

OTHER

FILED
2024 JAN -5 P 1:39
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

**In Re:**

**UNITED HOSPITAL CENTER, INC.**
**CON File No. 23-7-12815-P**

---

**NOTICE OF PREHEARING CONFERENCE AND ADMINISTRATIVE HEARING**

---

**PLEASE TAKE NOTICE** that pursuant to Chapter 16, Article 2D, and to Chapter 29A, Article 5, of the West Virginia Code of 1931, as amended, that Stacy Pridemore, Executive Director of the West Virginia Health Care Authority, wishes to announce that the following proceedings have been scheduled for the above-noted application:

**A PREHEARING CONFERENCE** will be held, **March 26, 2024, at 1:30 p.m.**, in the Large Conference Room of the West Virginia Health Care Authority, 100 Dee Drive, Charleston, West Virginia.

**AN ADMINISTRATIVE HEARING** will be held, **April 2, 2024, at 9:00 a.m.**, in the Large Conference Room of the West Virginia Health Care Authority, 100 Dee Drive, Charleston, West Virginia.

This application concerns the development of an ambulatory health care facility through the acquisition of an existing practice in Glenville, Gilmer County, WV.

You and any other "affected persons" as defined by W. Va. Code §16-2D-2 wishing to participate in the hearing of this application are directed to be present at both the prehearing conference and the administrative hearing.

The purpose of the prehearing conference is to designate parties to the hearing, to designate the issues for the hearing, resolve any procedural matters, receive any motions, establish the order of proceedings, receive a listing of the witnesses and a summary of direct testimony that will be offered at the hearing, receive a listing of evidence to be offered and copies of any documents to be offered such as reports or analysis prepared by expert witnesses including any financial reports and any other procedural matters. The prehearing conference will be conducted in conformance to Rule 16, West Virginia Rules of Civil Procedure for pretrial conferences.

JAN 0 4 2024

In a hearing, any person has the right to be present or to be represented by counsel and to present oral or written arguments and relevant evidence. Any person affected by the matter which is the subject of the hearing may conduct reasonable questioning of persons who make factual allegations relevant to such matters.

PLEASE TAKE NOTICE that if the party who requested the hearing withdraws that request, then the hearing will be canceled.

The file on this application is available for examination in the offices of the Health Care Authority from 8:30 a.m. to 4:30 p.m., Monday through Friday. If you have questions concerning this matter, please contact Stacy Pridemore, Executive Director, at (304) 558-7000.

Date: 1/2/2024

Stacy Pridemore, Executive Director

**WEST VIRGINIA**
**HEALTH CARE AUTHORITY**

FILED

2024 JAN -5 P 1:39

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

OTHER

**In Re:** **UNITED HOSPITAL CENTER, INC.**
**CON File # 23-7-12815-P**

## HEARING ORDER

The following shall apply to and govern the above-captioned action and activities conducted in connection with it. In the absence of a specific date or deadline for a given activity, it is anticipated that such activity will be scheduled and conducted within a reasonable time prior to the hearing.

The parties may not amend, modify or adjust any provision of this order except by leave of the Authority.

1. Hearing date: **April 2, 2024, at 9:00 a.m.**

2. Prehearing conference date: **March 26, 2024, at 1:30 p.m.**

3. Settlement conference (optional): **N/A**

4. All replacement pages to CON application to be filed by: **January 16, 2024**
   *Pursuant to W. Va. Code St. R. §65-32-6, if the applicant submits a substantial amendment to the application the Authority may withdraw the application from review. The board may examine the extent of additional information or any amendment made by the applicant to the application and its impact on the new institutional health service, and determine the application to be a new proposal subject to a new review cycle.*

5. Motions for discovery to be filed by: **February 16, 2024**

6. Discovery completed on or before: **March 15, 2024**
   *Parties engaging in discovery are required to file a copy of the certificate of service attached to the discovery request or response with the board. Affected parties shall not file copies of the actual discovery and responses with the board. To the extent that an affected party intends to introduce a document obtained through the discovery process at the administrative hearing, the document and two (2) copies must be filed at the prehearing conference.*

JAN 0 4 2024

7. Dispositive and preliminary motions to be filed by: **March 21, 2024**
   *Parties shall file all prehearing motions with the board a minimum of three (3) days prior to the prehearing conference.*

8. All requests for subpoenas and/or subpoenas duces tecum to be filed by: **March 21, 2024**

Entered this 2nd day of January, 2024.

OTHER

*/s/ Heather A. Connolly*
Heather A. Connolly
Assistant Attorney General
Counsel for the West Virginia Health Care Authority

**Distribution List:**

Alaina N. Crislip (Sent via email and USPS)
Neil C. Brown
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Caleb P. Knight (Sent via email and USPS)
Flaherty, Sensabaugh & Bonasso, PLLC
P.O. Box 3843
Charleston, WV 25338
*On Behalf of Minnie Hamilton Health Care Center, Inc. d/b/a Minnie Hamilton Health System*

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Charleston, WV 25314

Sargent's Court Reporting (Sent via email and USPS)
200 Main Street
Johnstown, PA 15901-1509

The Honorable Mac Warner (Sent via USPS)
Secretary of State
State Capitol Complex
Charleston, WV 25305

Dennis Garrison, Director (Sent via USPS)
Consumer Advocacy Division
West Virginia Insurance Commission
P.O. Box 50540
Charleston, WV 25305

West Virginia Department of
HEALTH

STATE OF WEST VIRGINIA
DEPARTMENT OF HEALTH
HEALTH CARE AUTHORITY

Sherri A. Young, DO, MBA, FAAFP
Cabinet Secretary

Stacy Pridemore
Director

OTHER

**In Re:**

**CHARLESTON AREA MEDICAL CENTER, INC.**
**CON File No. 23-3-12822-P**

FILED
2024 JAN -5 P 1:40
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

**NOTICE OF PREHEARING CONFERENCE**
**AND ADMINISTRATIVE HEARING**

**PLEASE TAKE NOTICE** that pursuant to Chapter 16, Article 2D, and to Chapter 29A, Article 5, of the West Virginia Code of 1931, as amended, that Stacy Pridemore, Executive Director of the West Virginia Health Care Authority, wishes to announce that the following proceedings have been scheduled for the above-noted application:

**A PREHEARING CONFERENCE** will be held, **March 12, 2024, at 1:30 p.m.**, in the Large Conference Room of the West Virginia Health Care Authority, 100 Dee Drive, Charleston, West Virginia.

**AN ADMINISTRATIVE HEARING** will be held, **March 19, 2024, at 9:00 a.m.**, in the Large Conference Room of the West Virginia Health Care Authority, 100 Dee Drive, Charleston, West Virginia.

This application concerns the acquisition of James Lohan, M.D.'s private office practice of medicine and to develop an ambulatory health care facility at 9 Courtney Drive, Charleston, Kanawha county, WV.

You and any other "affected persons"; as defined by W. Va. Code §16-2D-2 wishing to participate in the hearing of this application are directed to be present at both the prehearing conference and the administrative hearing.

The purpose of the prehearing conference is to designate parties to the hearing, to designate the issues for the hearing, resolve any procedural matters, receive any motions, establish the order of proceedings, receive a listing of the witnesses and a summary of direct testimony that will be offered at the hearing, receive a listing of evidence to be offered and copies of any documents to be offered such as reports or analysis prepared by expert witnesses including any financial reports and any other procedural matters. The prehearing conference will be conducted in conformance to Rule 16, West Virginia Rules of Civil Procedure for pretrial conferences.

In a hearing, any person has the right to be present or to be represented by counsel and to present oral or written arguments and relevant evidence. Any person affected by the matter which is the subject of the hearing may conduct reasonable questioning of persons who make factual allegations relevant to such matters.

PLEASE TAKE NOTICE that if the party who requested the hearing withdraws that request, then the hearing will be canceled.

The file on this application is available for examination in the offices of the Health Care Authority from 8:30 a.m. to 4:30 p.m., Monday through Friday. If you have questions concerning this matter, please contact Stacy Pridemore, Executive Director, at (304) 558-7000.

Date: 1/2/2024

Stacy Pridemore

Stacy Pridemore, Executive Director

**WEST VIRGINIA**
**HEALTH CARE AUTHORITY**

FILED

2024 JAN -5 P 1:40

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

OTHER

**In Re:** **CHARLESTON AREA MEDICAL CENTER, INC.**
**CON File # 23-3-12822-P**

## HEARING ORDER

The following shall apply to and govern the above-captioned action and activities conducted in connection with it. In the absence of a specific date or deadline for a given activity, it is anticipated that such activity will be scheduled and conducted within a reasonable time prior to the hearing.

The parties may not amend, modify or adjust any provision of this order except by leave of the Authority.

1. Hearing date: **March 19, 2024, at 9:00 a.m.**

2. Prehearing conference date: **March 12, 2024, at 1:30 p.m.**

3. Settlement conference (optional): **N/A**

4. All replacement pages to CON application to be filed by: **January 12, 2024**
   *Pursuant to W. Va. Code St. R. §65-32-6, if the applicant submits a substantial amendment to the application the Authority may withdraw the application from review. The board may examine the extent of additional information or any amendment made by the applicant to the application and its impact on the new institutional health service, and determine the application to be a new proposal subject to a new review cycle.*

5. Motions for discovery to be filed by: **February 2, 2024**

6. Discovery completed on or before: **March 1, 2024**
   *Parties engaging in discovery are required to file a copy of the certificate of service attached to the discovery request or response with the board. Affected parties shall not file copies of the actual discovery and responses with the board. To the extent that an affected party intends to introduce a document obtained through the discovery process at the administrative hearing, the document and two (2) copies must be filed at the prehearing conference.*

7. Dispositive and preliminary motions to be filed by: **March 7, 2024**
   *Parties shall file all prehearing motions with the board a minimum of three (3) days prior to the prehearing conference.*

8. All requests for subpoenas and/or subpoenas duces tecum to be filed by: **March 7, 2024**

Entered this 2nd day of January, 2024.

Other

*/s/ Heather A. Connolly*
Heather A. Connolly
Assistant Attorney General
Counsel for the West Virginia Health Care Authority

**Distribution List:**

Thomas G. Casto (Sent via email and USPS)
Lewis Gianola PLLC
300 Summers Street
BB&T Square, Ste. 700
P.O. Box 1746
Charleston, WV 25326
*On Behalf of Charleston Area Medical Center*

Alaina N. Crislip (Sent via email and USPS)
Neil C. Brown
Jackson Kelly, PLLC
500 Lee Street, East, Suite 1600
P.O. Box 553
Charleston, WV 25322
*On Behalf of Thomas Health System, Inc., Herbert J. Thomas Memorial Hospital d/b/a Thomas Memorial Hospital, Charleston Hospital, Inc. d/b/a St. Francis Hospital and THS Physician Partners, Inc.*

Raymona A. Kinneberg (Sent via email and USPS)
RKSB Health Care Consulting
210 MacCorkle Avenue, S.E.
Charleston, WV 25314

Sargent's Court Reporting (Sent via email and USPS)
200 Main Street
Johnstown, PA 15901-1509

The Honorable Mac Warner (Sent via USPS)
Secretary of State
State Capitol Complex
Charleston, WV 25305

Dennis Garrison, Director (Sent via USPS)
Consumer Advocacy Division
West Virginia Insurance Commission
P.O. Box 50540
Charleston, WV 25305

FILED
WV SECRETARY OF STATE
JANUARY 08, 2024 10:24 AM

Other

**WEST VIRGINIA HEALTH CARE AUTHORITY**
**CERTIFICATE OF NEED**
**100 Dee Drive**
**Charleston, West Virginia 25311-1600**

January 8, 2024

## ***LEGAL NOTICE***

The West Virginia Health Care Authority announces the following Certificate of Need activities for the week ending **January 5, 2024**.

**CERTIFICATE OF NEED APPLICATION RECEIVED**

January 2. 2024- Hospice of Huntington, Inc., CON File #23-2-12848-PC, For the development of in-home personal care services in Cabell and Mason Counties in West Virginia; capital expenditure, $5,000.

January 2. 2024- Hospice of Huntington, Inc., CON File #23-2-12849-PC, For the development of in-home personal care services in Lincoln and Wayne Counties in West Virginia; capital expenditure, $5,000.

**APPLICATIONS DECLARED COMPLETE AND UNDER REVIEW**

An application declared complete is one in which there is sufficient information for the Authority to make an informed decision. It does not mean that the approval of the application is warranted.

**EXPEDITED APPLICATIONS**

December 18, 2023- Special Touch Nursing Services, Inc., CON File #23-2-12832-PC, to expand in-home personal care services into Lincoln County, West Virginia; capital expenditure, $5,000.

December 21, 2023- Essential Needs Homecare, CON File #23-6-12835-PC, to provide personal care services in Marion, Harrison, and Monongalia Counties in West Virginia; capital expenditure, $1,500.

December 21, 2023- UnitedHealth Group Inc. (UHG), CON File #23-1/3/5/6-12837-A, for the pending transaction/merger of UHG and Amedysis, Inc., in Monongalia, Mercer, Kanawha, Raleigh, and Wood counties in West Virginia; capital expenditure, $112,000,000.

December 26, 2023- Potomac Valley Hospital, CON File #23-8-12845-P, for the development of an ambulatory health care facility in Mineral County, West Virginia, through the development of a physician practice; capital expenditure, $455,000.

The review cycle for the above-referenced projects is as follows:

December 29, 2023 – Review cycle begins;

January 29, 2024 – Last date for an affected person to request a public hearing on the project. If a public hearing is requested, notice of date, time and place will be issued to affected persons;

February 2, 2024 – If no public hearing is requested, the file will close and no further information or evidence will be accepted by the Authority for the remainder of the review of the application;

February 27, 2024 – Decision on the project will be issued by the Authority.

**HEARING NOTICE**

The Administrative Hearings and Prehearing Conferences have been SCHEDULED in the following matters:

January 2, 2024- Charleston Area Medical Center, Inc., CON File #23-3-12822-P, for the acquisition of James Lohan, M.D. 's private office practice of medicine and development of an ambulatory health care facility at 9 Courtney Drive, in Charleston, Kanawha County, West Virginia; capital expenditure, $150,000.

Prehearing Conference: **March 12, 2024 at 1:30pm**
Administrative Hearing: **March 19, 2024 at 9:00am**

January 2, 2024- United Hospital Center, Inc., CON File #23-7-12815-P, for the development of an ambulatory health care facility through the acquisition of an existing practice in Glenville, Gilmer County, West Virginia; capital expenditure, $55,000.

Prehearing Conference: **March 26, 2024 at 1:30pm**
Administrative Hearing: **April 2, 2024 at 9:00am**

The prehearing conference and administrative hearing in the above-referenced matter will be held in the offices of the Health Care Authority, 100 Dee Drive, Charleston, West Virginia 25311-1600, unless otherwise noted.

Further information may be obtained on any of the above-referenced projects by contacting Timothy Adkins, Director, Certificate of Need Division.

FILED
WV SECRETARY OF STATE
JANUARY 09, 2024 01:54 PM

Date: January 9, 2024

# NOTICE OF COMMENT PERIOD ON A PROPOSED AUTOMOBILE LIABILITY INSURANCE RATE INCREASE

Pursuant to West Virginia Code Section **§33-20-4(l)**, a comment period has been established during which any interested person may submit written comments on the following proposed automobile liability insurance rate increase.

Insurance Company: Progressive Classic Insurance Company

Proposed Liability Rate Increase:

Progressive Classic Insurance Company 19.78%

Insureds Affected: 31,572

The comment period will end on February 8, 2024, at 4:30 p.m.

Only written comments will be accepted, our mailing address is:

Rates & Forms Division
Re: Liability Increase
West Virginia Offices of the Insurance Commissioner
P. O. Box 50540
Charleston, WV 25305-0540

Other "

FILED
2024 JAN 10 A 9:40
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

**THE WEST VIRGINIA DEPARTMENT OF TRANSPORTATION**
**DIVISION OF HIGHWAYS**
**CHARLESTON, WEST VIRGINIA**

**ABSTRACT FROM THE RECORDS OF THE COMMISSIONER'S ORDERS**

**DATED**

**January 9, 2024**

**WHEREAS,** Chapter 17, Article 2A, Section 4, of the Official Code of West Virginia, 1931, as amended, authorizes the Commissioner of Highways to be in charge of the selection and the effective organization of all West Virginia Division of Highways personnel; and

**WHEREAS,** Chapter 17, Article 2A, Section 8, of the Official Code of West Virginia, 1931, as amended, authorizes the Commissioner of Highways to promulgate rules for the efficient administration of the State road program; and

**WHEREAS,** to provide for the proper and efficient transaction of business within the West Virginia Division of Highways, certain revisions to the present organizational structure are necessary and prudent;

**NOW, THEREFORE, BE IT ORDERED** that the Commissioner's Order, dated August 1, 2023, implementing the Organization Chart of the same date, pertaining to the organizational structure of the Division of Highways, be amended and

**BE IT FURTHER ORDERED** that the attached West Virginia Division of Highways Organization Chart, dated January 9, 2024, supersedes all previous organization charts and is hereby established and will take effect January 9, 2024.

**THE WEST VIRGINIA DEPARTMENT OF TRANSPORTATION**
**DIVISION OF HIGHWAYS**
**CHARLESTON, WEST VIRGINIA**

**ABSTRACT FROM THE RECORDS OF THE**
**COMMISSIONER'S ORDERS**
**PAGE TWO**

All provisions of this ORDER will become effective upon entry.

Entered this 9th day of January 2024

Jimmy Wriston, P.E.
Jimmy Wriston, P. E.
Secretary of Transportation/
Commissioner of Highways

Attachment

**Distribution:**

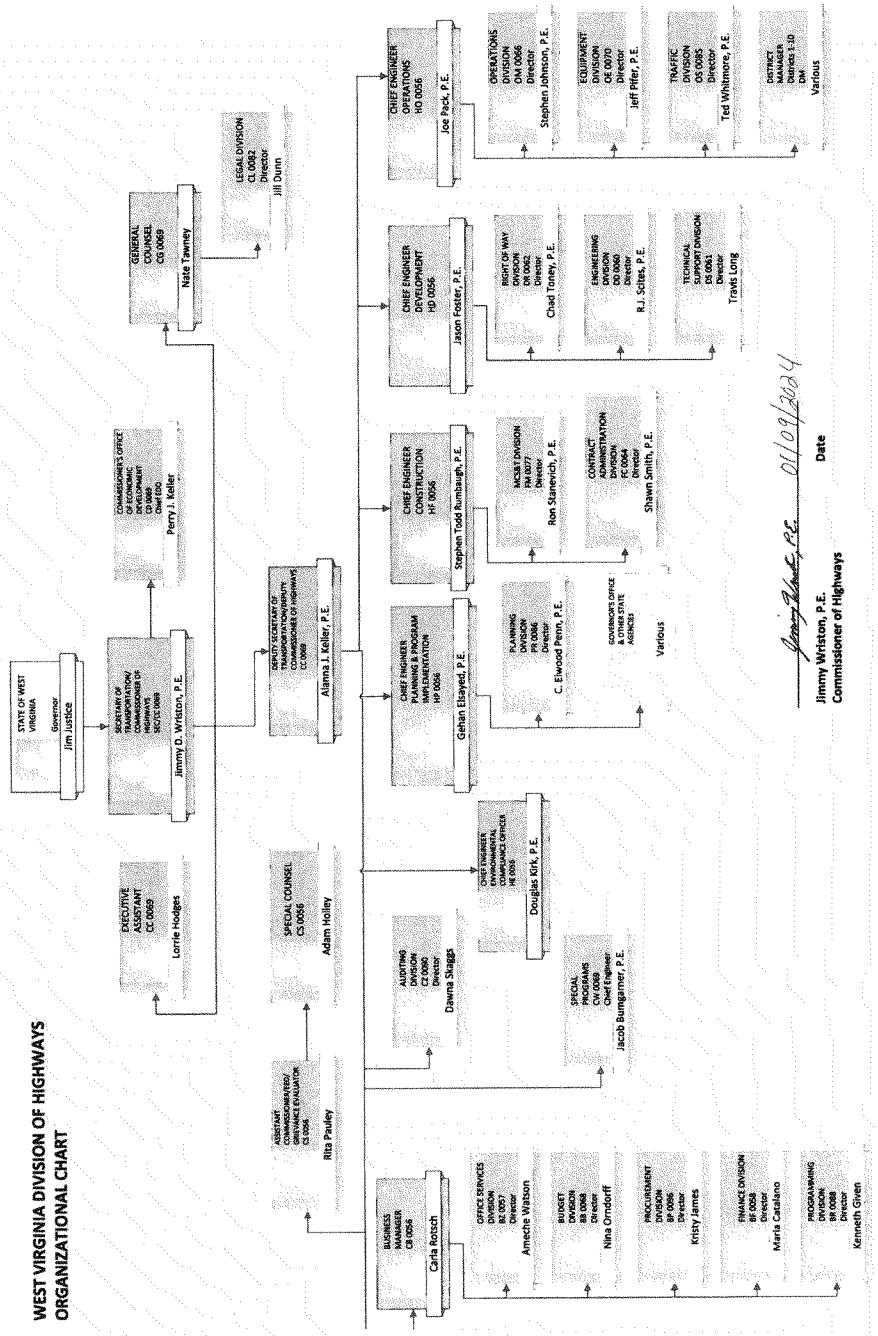
Administrative Staff
Division Directors
District Engineers/Managers
Office of the Governor
Department of Administration
West Virginia State Auditor
Secretary of State
Federal Highway Administration

**STATE OF WEST VIRGINIA**
**WEST VIRGINIA DEPARTMENT OF TRANSPORTATION**
**DIVISION OF HIGHWAYS**

Given under my hand and seal of the West Virginia Division of Highways, I do hereby certify that the foregoing is a true abstract from the Orders of the West Virginia Commissioner of Highways, entered of record this 9th day of January 2024.

Lorrie Hodges
Division of Highways

Other



FILED
2024 JAN 10 A 9:40
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

Other

**THE WEST VIRGINIA DEPARTMENT OF TRANSPORTATION**
**CHARLESTON, WEST VIRGINIA**

**ABSTRACT FROM THE RECORDS OF THE**
**SECRETARY'S ORDERS**

**DATED**

**January 9, 2024**

**WHEREAS,** Chapter 5F, Article 2, Section 2, of the Official Code of West Virginia, 1931, as amended, authorizes the Secretary of the Department of Transportation to employ persons, consolidate positions, assign duties, and name persons to fill more than one position; and

**WHEREAS,** the aforementioned Section of the Code further authorizes the Secretary to reorganize internal functions or operations; and

**WHEREAS,** the aforementioned Section of the Code further authorizes the Secretary to delegate duties to or among employees; and

**WHEREAS,** the aforementioned Section requires the efficient, effective and economical operation of the Department of Transportation; and

**WHEREAS,** to promote maximum efficiency and effectiveness in carrying out the duties and responsibilities for the full range of transportation services desired by the citizens of West Virginia and her visitors by the Department of Transportation, it is necessary and proper to organize the Office of the Secretary of the Department of Transportation and the Division of Highways in the most effective means possible;

**NOW, THEREFORE, BE IT RESOLVED** that all previous Secretary's Orders, Commissioner's Orders, and Organization Charts pertaining to the organization structure of the Office of the Secretary and the Division of Highways be amended; and

**BE IT FURTHER ORDERED** that the organizational structure and personnel assignments and duties shown on the attached Department of Transportation Organization Chart dated January 9, 2024, are hereby established and will take effect immediately.

**THE WEST VIRGINIA DEPARTMENT OF TRANSPORTATION**
**CHARLESTON, WEST VIRGINIA**

**ABSTRACT FROM THE RECORDS OF THE**
**SECRETARY'S ORDERS**
**PAGE TWO**

All provisions of this ORDER will become effective upon entry.

Entered this 9th day of January 2024.

Jimmy Wriston, P.E.
Jimmy Wriston, P. E.
Secretary of Transportation

Attachment

**Distribution:**

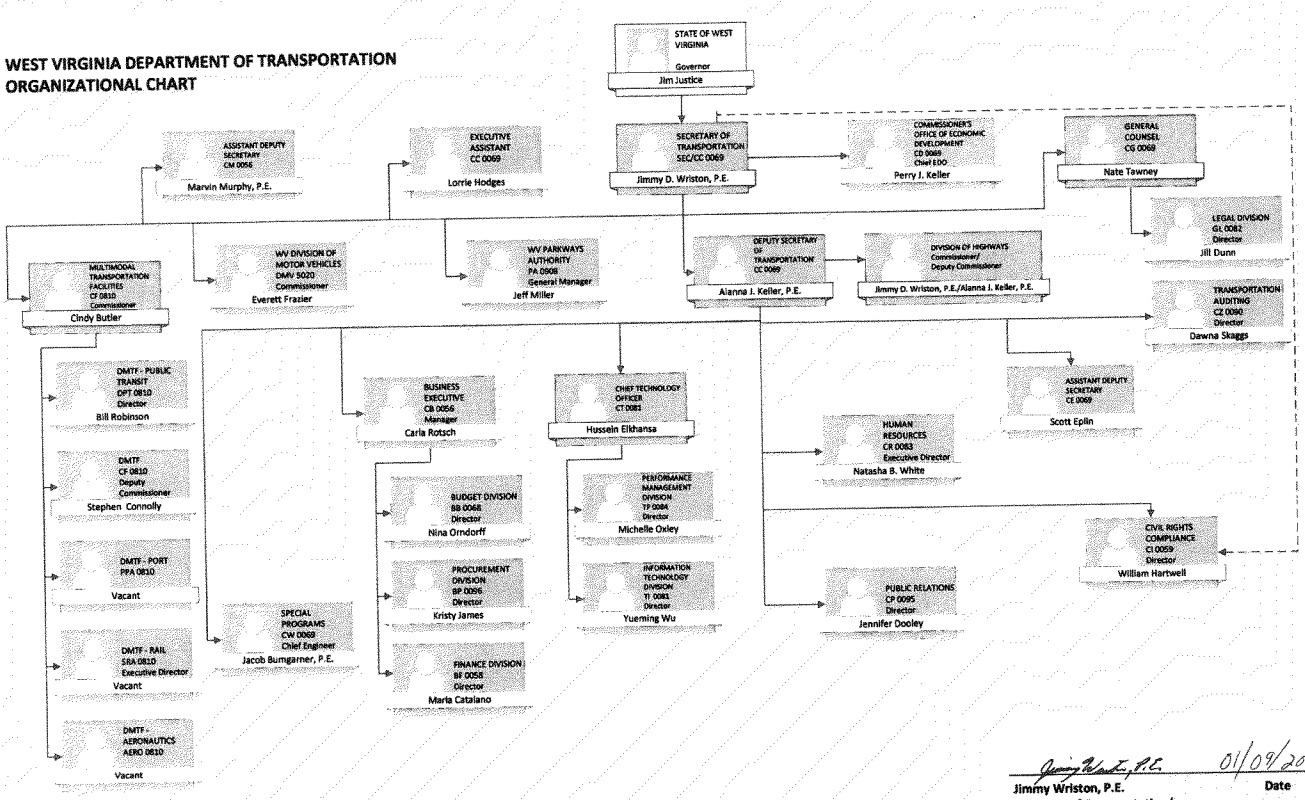
Administrative Staff
Division of Motor Vehicles
Multimodal Transportation Facilities Division
WV Parkways Authority
Office of the Governor
Department of Administration
West Virginia State Auditor
Secretary of State
Federal Highway Administration

**STATE OF WEST VIRGINIA**
**WEST VIRGINIA DEPARTMENT OF TRANSPORTATION**

Given under my hand and seal of the West Virginia Department of Transportation, I do hereby certify that the foregoing is a true abstract from the Orders of the West Virginia Secretary of Transportation, entered of record this 9th day of January 2024.

Lorrie Hodges
Department of Transportation

# WEST VIRGINIA DEPARTMENT OF TRANSPORTATION
## ORGANIZATIONAL CHART




Jimmy Wriston, P.E. 01/09/2024

**Jimmy Wriston, P.E.** **Date**
**Secretary of Transportation/**
**Commissioner of Highways**

Other